



DTO rec'd PCT/PTO 11 SEP 2002  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Klaus DUCKER et al.

Serial No.: 10/089,688

Group Art Unit: Not assigned

Filed: April 3, 2002

Examiner: Not assigned

For: SPLICE VARIANT OF HEAD TRAUMA INDUCED CYTOPLASMATIC CALCIUM BINDING PROTEIN

### **INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98**

Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

#### **CITED MATERIALS**

Applicant(s) hereby disclose the information listed in the attached form PTO-1449.

- Copies of materials listed but not attached were cited in parent application Serial No. \_\_\_\_\_; see 37 C.F.R. § 1.98(d).
- Copies of materials listed but not attached were cited in an International Search Report dated February 15, 2001; receipt of the International Search Report and copies of references was confirmed by the PCT International Division of the U.S. PTO in the Notice of Acceptance mailed June 21, 2002.

#### **ADDITIONAL INFORMATION**

#### **LANGUAGE**

- All listed materials are in the English language; see 37 C.F.R. § 1.98.
- Non-English language references:
  - The reference(s): \_\_\_\_\_ in the English-language is (are) indicated by commercial data bases to correspond to the reference(s): \_\_\_\_\_, respectively.
  - (An) English-language translation(s) of the references: \_\_\_\_\_ is (are) provided.
  - A commercial English-language abstract of reference(s) \_\_\_\_\_ is (are) provided.
  - An English-language search report or an equivalent paper from a foreign patent office translated into English in pertinent part in connection with a counterpart foreign application, is provided indicating the relevance of the cited reference(s).



FEES

- No fee is required for this Information Disclosure Statement because:
  - This Information Disclosure Statement is being filed within three months of the filing date of a national application (other than a CPA) under § 1.53(d) or within 3 months of the date of entry of the national stage under § 1.491 in an international application;
  - This Information Disclosure Statement is being filed before the mailing of a first action on the merits;
  - This Information Disclosure Statement is being filed after a first action on the merits but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that closes prosecution in the application, and is accompanied by a certification below.
  - This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(i).
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CERTIFICATION

- Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned, having made reasonable inquiry, no such item was known to any individual designated in 37 CFR § 1.56(c), more than three months prior to the filing of this statement.



DEPOSIT ACCOUNT

If a fee is due, attached is a check in the amount of \$\_\_\_\_\_. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

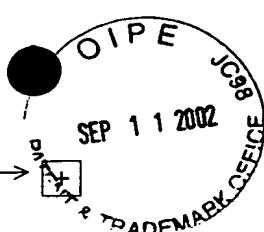
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Attorney Docket No.: MERCK-2402

Date: September 11, 2002  
REM:jmj



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**Substitute for form 1449A/PTO**

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

(use as many sheets as necessary)

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**Complete if Known**

Application Number	10/089,688
Filing Date	April 3, 2002
First Named Inventor	Klaus DUCKER et al.
Group Art Unit	Not Assigned
Examiner Name	Not Assigned
Attorney Docket Number	MERCK 2402

Attorney Docket Number

MFRC52402

## U.S. PATENT DOCUMENTS

U.S. PATENT DOCUMENTS						
Examiner Initials *	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			

## FOREIGN PATENT DOCUMENTS

## OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		<b>Miyamoto H. et. Al.: "Molecular Cloning Of A Novel mRNA Sequence Expressed In Cleavage Stage Molecular Production And Development Volume 34, no. 1, January 1993</b>	

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